

# Office Memorandum • UNITED STATES GOVERNMENT

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TO : Executive for Administration and Management      DATE: 26 July 1948

FROM : Chief, Budget and Finance Branch

SUBJECT: Problems occasioned by the lack of Agency legislation

1. In accordance with your request, it is desired to briefly outline some of the cases which have occurred or problems which have been brought to the attention of this Branch in connection with our authorities to utilize current Fiscal Year funds. The greatest problem is the overall one of not being able to handle our funds in a normal manner insofar as laws and regulations are concerned since we do not actually obtain our fund in response to any appropriation language and since no other legislation has as yet been enacted in lieu of such appropriation language.

2. Among the several cases and problems which have already come to our attention are the following:

a. We are unable to effect procurements for services, supplies and equipment costing a sum in excess of \$100 without advertising. The authority to waive advertising requirements would be granted in a number of instances in the proposed CIA legislation.

b. At the present time we do not have any affirmative legislation authority to employ aliens although it is obviously necessary to do so in connection with our foreign activities.

c. The law requires that funds be specifically appropriated to carry out the provisions of the Health Service Program.

d. ~~At the present time we have no authority to purchase and hire passenger carrying vehicles.~~

e. In the absence of specific appropriation language authority, we cannot authorize and pay for travel to attend meetings of scientific and technical associations, etc.

f. The Federal Tort Claims Act provides for specific appropriation of funds to pay for the cost of accidents where applicable under the provisions of the Act. We do not have such specific fund authority in the absence of the passage of the CIA legislation.

g. We are still required to conform with the 15% and 25% limitations on the rental price and cost of improvements respectively to leased premises. It is understood that we are

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now encountering difficulty [redacted] due to the  
lack of a waiver of these restrictions. Waivers are provided  
for in the proposed CIA Enabling Act.

4. At the present time we have no authority to provide  
for statutory home leave as such. This is a current problem  
which would be solved by the passage of the CIA Enabling Act.

3. There are many general and specific problems and questions  
which will arise from time to time and which have heretofore,  
insofar as possible, been worked out in cooperation with representatives  
of the General Accounting Office and other Government departments  
but with respect to which many doubtful questions would be removed  
with the passage of the CIA legislation. The present doubtful  
authority of the Director, in some cases, to authorize or approve  
certain types of payments would be at least partially removed and  
certainly clarified in a large number of instances.

[redacted]  
E. R. SAUNDERS